



County of Los Angeles **CHIEF EXECUTIVE OFFICE**

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LOS ANGELES, CALIFORNIA 90012
(213) 974-1101
<http://ceo.lacounty.gov>

WILLIAM T FUJIOKA
Chief Executive Officer

June 4, 2008

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

**DEPARTMENT OF PUBLIC WORKS:
WEATHER MODIFICATION (CLOUD SEEDING) SERVICES
AWARD CONSULTANT SERVICES AGREEMENT
(SUPERVISORIAL DISTRICTS 1 AND 5)
(3 VOTES)**

SUBJECT

This action is to enter into a consultant services agreement to provide cloud seeding services to augment the rainfall within select watersheds in the San Gabriel Mountains.

**IT IS RECOMMENDED THAT YOUR BOARD ACTING AS THE GOVERNING BODY
OF THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT:**

Award and delegate authority to the Acting Chief Engineer or his designee, on behalf of the Los Angeles County Flood Control District, to enter into a consultant services agreement with North American Weather Consultants, Inc., to prepare the appropriate document for California Environmental Quality Act compliance and initiate cloud seeding services in 2008-09 and continue cloud seeding services for the 2009-10 storm season. The cost for these services is for a not-to-exceed fee of \$300,000 for the first two years (\$50,000 approximately to prepare the environmental document and \$250,000 to initiate cloud seeding services) with the option to extend the services for two additional one-year terms (\$250,000 each year) for a maximum aggregate not-to-exceed fee of \$800,000. Funding is available in the Flood Control District Budget.

Board of Supervisors
GLORIA MOLINA
First District

YVONNE B. BURKE
Second District

ZEV YAROSLAVSKY
Third District

DON KNABE
Fourth District

MICHAEL D. ANTONOVICH
Fifth District

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended action is to retain North American Weather Consultants, Inc., to reinitiate the Los Angeles County Flood Control District's Cloud Seeding Program within select watersheds in the San Gabriel Mountains. Restarting the program is warranted because of record low precipitation levels for the 2006-07 rainy season and unpredictable climate change. Further, the program is warranted in the interest of developing a long-term local sustainability of water due to potential long-term reductions of imported water availability and to implement strategies that will attain the goals of the Integrated Regional Water Management Plan (IRWMP).

Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs that we provide Service Excellence (Goal 1) and Community Services (Goal 6) by augmenting the long-term sustainability of local water supplies and Organizational Effectiveness (Goal 3) by allowing efficient and effective use of consultant services.

FISCAL IMPACT/FINANCING

There will be no impact to the County General Fund. The cost for these services is for a not-to-exceed fee of \$300,000 for the first two years (\$50,000 approximately to prepare the environmental document and \$250,000 to initiate cloud seeding services) with the option to extend the services for two additional one-year terms (\$250,000 each year) for a maximum aggregate not-to-exceed fee of \$800,000. Funding is available in the Flood Control District Budget.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The project specifications contain provisions requiring the contractor to comply with the terms and conditions supporting your Board's ordinances, policies, and programs, including but not limited to: County's Greater Avenues for Independence and General Relief Opportunities for Work Programs (GAIN and GROW), Board Policy No. 5.050; Contract Language to Assist in Placement of Displaced County Workers, Board Policy No. 5.110; Reporting of Improper Solicitations, Board Policy No. 5.060; Notice to Contract Employees of Newborn Abandonment Law (Safety Surrendered Baby Law), Board Policy No. 5.135; Contractor Employee Jury Service Program, Los Angeles County Code, Chapter 2.203; Notice to Employees Regarding the Federal Earned Income Credit (Federal Income Tax Law, Internal Revenue Service Notice 1015);

Contractor Responsibility and Debarment, Los Angeles County Code, Chapter 2.202; the Los Angeles County's Child Support Compliance Program, Los Angeles County Code, Chapter 2.200; and the standard Board-directed clauses that provide for contract termination or renegotiation.

The project specifications contain provisions requiring the contractor to report solicitations of improper consideration by County employees and allowing the County to terminate the contract if it is found that the contractor offered or gave improper consideration to County employees.

A standard consultant services agreement, previously approved as to form by County Counsel, will be used. The standard Board-directed clauses that provide for contract termination, renegotiation, and hiring qualified displaced County employees will be included.

ENVIRONMENTAL DOCUMENTATION

The program's most recent California Environmental Quality Act (CEQA) Negative Declaration adopted by your Board expired in 2003. This Board action does not require an immediate CEQA finding. As part of the agreement, North American Weather Consultants, Inc., is required to determine and prepare the environmental documentation established under the CEQA Guidelines. The Department of Public Works (Public Works) will return to your Board for approval of the environmental document.

CONTRACTING PROCESS

Request for Proposals to provide cloud seeding services was issued to seven consulting firms. Two proposals were received. An evaluation committee, comprised of staff from Public Works, evaluated the proposals and determined that North American Weather Consultants, Inc., is a qualified, responsible proposer providing the better overall value for the proposal.

As requested by your Board on February 3, 1998, and to further increase consultant awareness of contracting opportunities with Public Works, this contract opportunity was listed on the County's "Doing Business with Us" website. A copy is attached for your reference.

The Honorable Board of Supervisors
June 4, 2008
Page 4

Participation by Community Business Enterprises (CBEs) in these services is encouraged through Public Works' CBE Outreach Program and the requirement that consultants demonstrate their good faith efforts to utilize CBEs. North American Weather Consultants, Inc., is aware of Public Works' CBE Outreach Program, and its proposed CBE participation is on file with Public Works

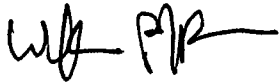
IMPACT ON CURRENT SERVICES (OR PROJECTS)

There will be no negative impact on current County services or projects during the performance of the recommended services.

CONCLUSION

Please return one adopted copy of this letter to the Department of Public Works, Water Resources Division.

Respectfully submitted,

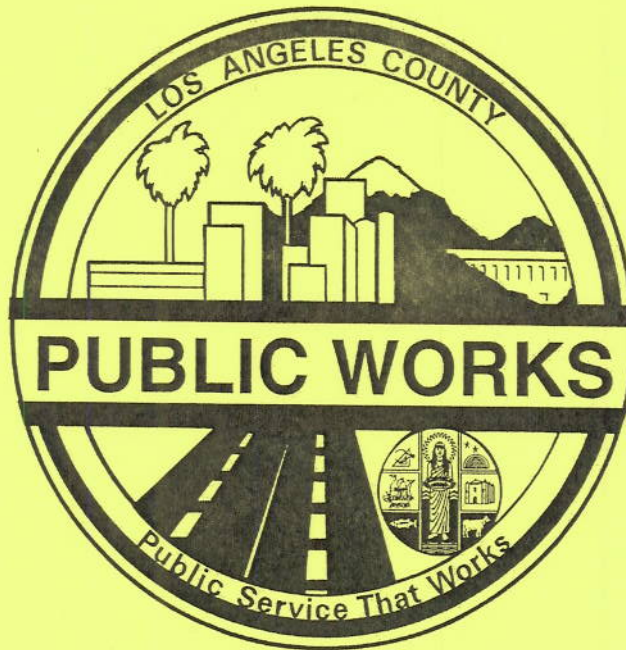


WILLIAM T FUJIOKA
Chief Executive Officer

WTF:DDE
RHK:vt

Attachment

c: County Counsel
Department of Public Social Services (GAIN/GROW Program)
Department of Public Works (Architectural Engineering)



FILED
BOARD OF SUPERVISORS

NOTICE INVITING BIDS, AG. NO. 47 OF 6/10/08
DATE

SPECIAL PROVISIONS

AND

SACHI A. HAMAI
EXECUTIVE OFFICER AND
CLERK OF THE BOARD OF SUPERVISORS

SAMPLE AGREEMENT By [Signature], Deputy

FOR

PROJECT ID NO. RDC0015007

SLAUSON AVENUE - PHASE II

Approved, DEAN D. EFSTATHIOU, Acting Director of Public Works

By [Signature: Patrick V. Celletti]
Deputy Director

5-07-2008
Date

Bid Detail Information**Bid Number :** WRDM000022**Bid Title :** Weather Modification (Cloud Seeding) Services**Bid Type :** Service**Department :** Public Works**Commodity :** CONSULTING SERVICES - ENVIRONMENTAL**Open Date :** 2/14/2008**Closing Date :** 3/17/2008 5:00 PM**Bid Amount :** N/A**Bid Download :** Not Available**Bid Description :** The County of Los Angeles Department of Public Works (Public Works) is inviting proposals from qualified firms to provide weather modification (cloud seeding) services for target areas in Los Angeles County.

Requests for copies of the RFP and/or questions regarding this contract opportunity should be directed to the contact listed below.

Contact Name : Grace Stohs**Contact Phone# :** (626) 979-5310 Ext: fax**Contact Email :** gstohs@dpw.lacounty.gov**Last Changed On :** 2/14/2008 5:10:47 PM[Back to Last Window](#)